

GOVERNMENT OF PUERTO RICO
PUBLIC SERVICE REGULATORY BOARD
PUERTO RICO ENERGY BUREAU



IN RE: REQUEST FOR CERTIFICATION
SUNNOVA ENERGY CORPORATION

CASE NO.: CEPR-CT-2016-0002

SUBJECT: Petition for confidential
treatment of information and extension to
file Puerto Rico Tax Returns.

RESOLUTION AND ORDER

On May 21, 2019, Sunnova Energy Corporation, ("Sunnova") filed a motion titled "*Motion to Request Confidential Treatment of Financial Information and Extension to File Puerto Rico Tax Returns*" before the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau"). As part of its filing, Sunnova submitted its 2018 Gross Revenue and Financial Statements Form, which in turn attaches the 2018 and 2017 Audited Consolidated Financial Statements¹ and requested that such documents and information of sensitive nature be kept confidential, under Section 6.15 of Act 57-2014² and Section 1.15 of Regulation No. 8701.³ Also, Sunnova requested an extension of time to file its 2018 Puerto Rico Tax Returns which they expect to be ready sometime in October 2019.

Act No. 57-2014 establishes that any person having the obligation to submit information to the Energy Bureau, can request privilege or confidential treatment for any information that the submitting party understands deserves such protection.⁴ Specifically, Act 57-2014 requires the Energy Bureau to confidentially treat the submitted information provided that "the Energy Bureau, after the appropriate evaluation, believes such information should be protected".⁵ In such case the Energy Bureau "shall grant such protection in a manner that least affects the public interest, transparency, and the rights of

¹ See 2018 Gross Revenue and Financial Statements Report and Sunnova Energy Corporation and Consolidated Subsidiaries 2018 and 2017 Consolidated Financial Statements.

² Known as the *Puerto Rico Energy and Transformation and RELIEF Act*, as amended.

³ *Regulation No. 8701, Amendment to Regulation No. 8618, on Certifications, Annual Fees and Operational Plans for Electric Service Providers in Puerto Rico*, February 5, 2016.

⁴ Section 6.15 of Act 57-2014, as amended.

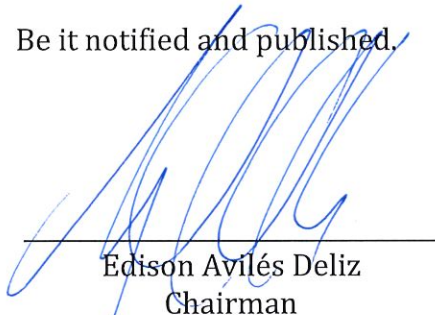
⁵ *Id.*

the parties involved in the administrative procedure in which the allegedly confidential document is submitted.”⁶

Upon examining Sunnova arguments, the Energy Bureau **GRANTS** the petition of confidentiality designation and treatment for the filed documents⁷ pursuant to Article 6.15 of Act 57-2014.

Regarding the extension of time requested by Sunnova to file its 2018 Puerto Rico Tax Returns, the Energy Bureau **ORDERS** Sunnova to file said document **on or before October 31, 2019**. Furthermore, the Energy Bureau **ORDERS** Sunnova to, within the aforementioned timeframe, file a financial statement that includes only the revenues generated by the operations and/or services rendered in Puerto Rico (i.e., not a consolidated financial statement. Future financial statements filed by Sunnova **MUST COMPLY** to the requirements established in Sections 4.01 and 4.02 of Regulation 8701, regarding the content and the timely filing of said financial statements. The Energy Bureau **WARNS** Sunnova that noncompliance with the Energy Bureau orders and Regulations is sufficient cause for imposing fines and other administrative penalties, under Act 57-2014 and all applicable regulations.

Be it notified and published.



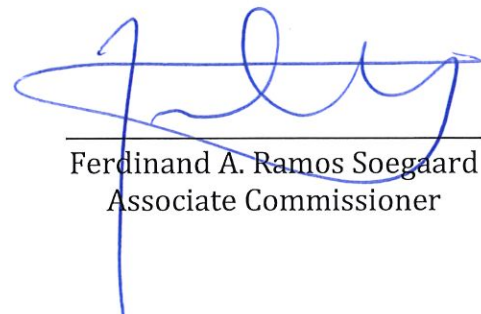
Edison Avilés Deliz
Chairman



Ángel R. Rivera de la Cruz
Associate Commissioner



Lillian Mateo Santos
Associate Commissioner



Ferdinand A. Ramos Soegaard
Associate Commissioner

⁶ *Id.*

⁷ See 2018 Gross Revenue and Financial Statements Report and Sunnova Energy Corporation and Consolidated Subsidiaries 2018 and 2017 Consolidated Financial Statements.



CERTIFICATION

I hereby certify that the Puerto Rico Energy Bureau has so agreed on August 7, 2019. I also certify that on August 7, 2019, I have proceeded with the filing of this Resolution and was notified by electronic mail sent to: viviana.harrington@sunnova.com and ivc@mcvpr.com. I also certify that this is a true and exact copy of the Resolution issued by the Puerto Rico Energy Bureau and I have sent a copy thereof to:

Sunnova Energy Corporation

Viviana Harrington
P.O Box 56229
Houston, TX 77256-6229

McConnell Valdés, LLC

Lcdo. Ignacio J. Vidal Cerra
PO Box 364225
San Juan, P.R. 00936

For the record, I sign this in San Juan, Puerto Rico, today, August 7, 2019.



Wanda I. Cordero Morales
Clerk